

**APPLICATION FOR PERMIT
 TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

~~MAR 25 1977~~ DEC 21 1994

Date of filing in State Engineer's Office.....
 Returned to applicant for correction.....
 Corrected application filed.....
 Map filed..... **APR 20 1977**.....

The applicant D. F. Miles, dba Tri-State Minerals Exploration
15 Condor Circle, of Carson City
Street and No. or P.O. Box No. City or Town
Nevada 89701, hereby make S application for permission to appropriate the public
State and Zip Code No.
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Un-named Spring Area
Name of stream, lake or other source.
2. The amount of water applied for is 0.25 cfs second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet acre-feet
3. The water to be used for Mining, Milling and Domestic
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
 - (a) Irrigation (state number of acres to be irrigated).....
 - (b) Stockwater (state number and kinds of animals to be watered).....
 - (c) Other use (describe fully under "No. 12. Remarks").....
 - (d) Power:
 - (1) Horsepower developed.....
 - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 5, T.1S.
R. 33 E., M.D.B. & M., or at a point from which the SW $\frac{1}{4}$ corner of
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
Section 31, T. 1N., R. 33 E., M.D.B. & M. bears N. 60°45' W. a
it should be stated. distance of 7960 feet.
6. Place of use SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31, T. 1 N., R. 33 E., M.D.B. & M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about January 1 and end about December 31, of each year.
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Clean spring area, install
collection box, pipe line to place of use, storage tank or holding
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.
pond.

9. Estimated cost of works. \$30,000.00
10. Estimated time required to construct works. 2 years
11. Estimated time required to complete the application to beneficial use. 5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used from a holding pond from the mill as much as possible. A 200 ton mill is proposed.

Applicant D. F. Miles, dba Tri-State Minerals Exploration

By s/Ernest E. Muller
Ernest E. Muller, Sr., SWRS 273
750 W. Pueblo St.
Reno, Nv 89509

Compared mm/ga ja/bc

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the 0.25 c.f.s., herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permits 31236 and 31237 shall not exceed 59.0 million gallons annually.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, Chapter 736, Sec. 5, Stats. of Nev. 1981.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.25 cubic feet per second, but not to exceed 59.0 million gallons annually.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before April 22, 1983

Proof of completion of work shall be filed before May 22, 1983

Application of water to beneficial use shall be made on or before April 22, 1986

Proof of the application of water to beneficial use shall be filed on or before May 22, 1986

Map in support of proof of beneficial use shall be filed on or before May 22, 1986

Commencement of work filed AHC 1 7 1984

Completion of work filed AHC 1 7 1984

Proof of beneficial use filed AHC 1 7 1984

Cultural map filed AHC 1 7 1984

Certificate No. Issued

Recorded Bk. Page

IN TESTIMONY WHEREOF, I, PETER G. MORROS

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 22nd day of APRIL

A.D. 19 86

County Recorder

State Engineer

CANCELLED
 MAR 06 1996
 BECAUSE OF FAILURE
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
 STATE ENGINEER